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OF COUNSEL
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MARY MODENBACH WHITE

March 4, 2015

Representative Alfred C. Williams
701 South Acadian Thruway
Baton Rouge, LA 70806

Dear Representative Williams:

Pursuant to R.S. 49:968(D)(1)(b), the Louisiana State Plumbing Board hereby announces its plan to proceed with rule-making by finalizing the January 20, 2015 Notice of Intent that was promulgated on page 287 of the *Louisiana Register.*

This rule was amended to clarify the language regarding the recertification of Water Supply Protection Specialist endorsement by referring licensees to the American Society of Sanitation Engineers (ASSE) standards rather than those of the Louisiana State Plumbing Board (LSPB). It has always been a practice of LSPB to follow ASSE qualification standards and guidelines. By referencing ASSE in the rule, LSPB would no longer have to republish the LSPB standards each time ASSE made alterations.

The Board has received no comments and therefore had not conducted a hearing pursuant to R.S. 49:953(A)(2).

The Board has made one change to the proposed rule, correcting a typographical error in the introductory paragraph. The full text of the proposed rule is attached with all changes highlighted.

Subject to legislative oversight by either the House or Senate Labor and Industrial Relations Committee, the board intends to submit a Rule to the Office of the State Register for publication in April 2015. Please contact Elaine Colligan at (504) 885-9994 if the board may be of any assistance to you concerning this rule.

Very truly yours,

Louis L. Robein
Board Attorney

LLR/emc
Enclosure

Public Hearing

Public hearings will be held at the following locations: February 23 beginning at 6 p.m., LDWF Woodworth Outdoor Education Center, 661 Robinson Bridge Road, Woodworth; February 24 beginning at 6:00 p.m., Ruston Civic Center, 401 North Trenton Street, Ruston; February 24 beginning at 6:30 p.m., LSU Ag Center (next to Burton Coliseum), 7101 Gulf Highway, Lake Charles; February 24 beginning at 6:30 p.m., Natchitoches Event Center, 750 Second Street, Natchitoches; February 25 beginning at 6:00 p.m., Caldwell Parish Courthouse, 201 Main Street, Columbia; February 26 beginning at 6:30 p.m., Slidell Municipal Auditorium, 2056 Second Street, Slidell. Also, comments will be accepted at regularly scheduled Wildlife and Fisheries Commission meetings from February through April.

The secretary of the Department of Wildlife and Fisheries is authorized to take any and all necessary steps on behalf of the commission to promulgate and effectuate this Notice of Intent and the final Rule, including, but not limited to, the filing of the Fiscal and Economic Impact Statement, the filing of the Notice of Intent and final Rule and the preparation of reports and correspondence to other agencies of government.

Billy Broussard
Chairman

FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES

RULE TITLE: Resident Game Hunting Season and Game Birds and Animals, General and Wildlife Management Area Provisions and Turkey Hunting Provisions, Areas, Seasons, and Bag Limits

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

The various proposed rule changes will have no impact on state or local governmental units. The proposed rule change adjusts the calendar for resident game and turkey hunting, bans the possession of bait on wildlife management areas (W.M.A.s) except in vehicles traversing or parked along W.M.A. roads, and addresses the absorption of Deer Area 5 into Deer Area 1.

The proposed rule change permits the training of bird dogs in some Small Game Emphasis Areas on W.M.A.s.

The proposed rule change contains alterations to the gear and practices fishermen can use on certain specific bodies of water in Bodcau, Big Lake, Grassy Lake, Pomme de Terre, and Sicily Island Hills W.M.A.s. The rule change specifies a 100-pound per person per day limit on crawfish harvested in Joyce and Maurepas Swamp W.M.A.s

The proposed rule change clarifies the methods and equipment hunters can use on W.M.A.s when hunting hogs.

The proposed rule change allows certain utility terrain vehicles (U.T.V.) on all-terrain vehicle (A.T.V.) trails and on certain roads, when allowed within W.M.A.s.

The proposed rule change clarifies the requirements, rules, and districts open during youth hunting events in deer and turkey season. The proposed rule change clarifies acceptable forms of honorably discharged status for Youth and Honorably Discharged Veterans season on private lands.

The proposed rule change prohibits all nighttime activity on Wham Brake W.M.A. during open waterfowl season.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

The proposed rule change is anticipated to have no impact on revenue collections of the state or local governmental units.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

The proposed rule change may have minimal economic impact on persons and non-governmental entities.

The proposed rule change regarding calendar adjustments, identification requirements, approved equipment, and acceptable hunting methods for turkey, deer, and hog hunters is not anticipated to have any economic impact on hunters. The proposed rule change banning possession of bait on W.M.A.s will have no fiscal impact on persons with bait as it is not required that the bait be destroyed when on a W.M.A., but remain stored in the vehicle driven to the W.M.A.

The proposed rule change allowing certain U.T.V.s on A.T.V. trails and the proposed rule change regarding dog training in Small Game Emphasis Areas are not expected to have any fiscal impact on U.T.V. enthusiasts or dog trainers, respectively.

The proposed rule change containing alterations to the gear and practices fishermen can use on certain specific bodies of water in Bodcau, Big Lake, Grassy Lake, Pomme de Terre, and Sicily Island Hills wildlife management areas (W.M.A.s) are not expected to have any economic impact as relatively few fishermen utilize the practices and gear discussed.

The proposed rule change that prohibits the keeping of crawfish traps or nets overnight on Grassy Lake W.M.A. and Pomme de Terre W.M.A. may negatively affect some commercial fishermen who harvest wild crawfish on these W.M.A.s by increasing costs and potentially lowering yield. Because the amount of crawfishing effort expended on these W.M.A.s in recent years is relatively low, according to L.D.W.F. records, the effect of the proposed rule change is expected to be relatively minor. The proposed rule change limiting crawfish harvests on Joyce W.M.A. and Maurepas Swamp W.M.A. is a clarification of an established rule with no expected effect on persons or groups.

The proposed prohibition on nighttime activities on Wham Brake in Russell Sage W.M.A. during open waterfowl season is not expected to have any economic impact on sportsmen.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

There is no estimated effect on competition and employment as a result of the proposed rule changes.

Bryan McClinton
Undersecretary
1501#041

Evan Brasseaux
Staff Director
Legislative Fiscal Office

NOTICE OF INTENT

Workforce Commission
Plumbing Board

Water Supply Protection Specialists Recertification Requirements (LAC 46:LV.1003)

The Louisiana state Plumbing Board (board), pursuant to R.S. 37:1366(I), which authorizes the board to establish and determine by rule minimum requirements relative to continuing professional development for the renewal or reinstatement of any license or special endorsement issued by the board, proposes to amend the plumbing regulations,

LAC 46:LV.1003, in accordance with the Administrative Procedure Act. The proposed rule change allows the board to accept proof of attendance at a board-approved industry related recertification program compliant with the guidelines of the American Society of Sanitary Engineers (ASSE) series *5000/5110 Professional Qualification Standards* or its equivalent, effective upon final publication in the *Louisiana Register*.

Title 46
PROFESSIONAL AND OCCUPATIONAL STANDARDS
Part LV. Plumbers
Chapter 10. Continuing Professional Education Programs
§1003 Water Supply Protection Specialists Recertification Requirements

A. Effective January 1, 2015, in addition to the yearly renewal of their endorsement, every three years all persons holding a water supply protection specialist endorsement issued by the Louisiana state Plumbing Board are required to show proof of attendance at a board-approved industry related recertification program compliant with the guidelines of the American Society of Sanitary Engineers (ASSE) series *5000/5110 Professional Qualification Standards* or its equivalent as defined in §310(D). Such recertification shall satisfy the endorsee's obligation to maintain continuing professional education relative to a water supply protection specialist endorsement, but shall not diminish or affect endorsee's obligation to fulfill continuing professional education requirements for journeyman or master plumbing licenses or medical gas installer or verifier endorsements, if applicable.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1366(I).

HISTORICAL NOTE: Promulgated by the Department of Labor, State Plumbing Board, LR 30:2071 (September 2004), amended LR 37:905 (March 2011), LR 37:2441 (August 2011), amended by the Workforce Commission, Plumbing Board, LR 41:

All currently stated rules of the board, unless amended herein, shall remain in full force and effect.

Family Impact Statement

1. Estimated effect on the stability of the family? There is no estimated effect on the stability of the family.

2. Estimated effect on the authority and rights of parents regarding the education and supervision of their children? There is no estimated effect on the authority and rights of parents regarding the education and supervision of their children.

3. Estimated effect on the functioning of the family? There is no estimated effect on the functioning of the family.

4. Estimated effect on family earnings and family budget? There is no estimated effect on family earnings and family budget.

5. Estimated effect on the behavior and personal responsibility of children? There is no estimated effect on the behavior and personal responsibility of children.

6. Estimated effect on the ability of the family or a local government to perform the function as contained in the proposed Rule? There is no estimated effect on the ability of the family or a local government to perform the function as contained in the proposed Rule.

Poverty Impact Statement

The proposed amended Rule will have no impact on poverty as described in R.S. 49:973.

Small Business Statement

The proposed amended Rule will have no adverse impact on small businesses as defined in the Regulatory Flexibility Act.

Provider Impact Statement

The proposed amended Rule is not anticipated to have any impact on providers of services funded by the state as described in HCR 170 of the 2014 Regular Legislative Session.

Public Comments

Any interested person may submit written comments regarding the content of this proposed Rule change to John Barker, Executive Director, 12497 Airline Highway, Baton Rouge, LA 70817, no later than 5 p.m., February 20, 2015.

John Barker
Executive Director

FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES
RULE TITLE: Water Supply Protection Specialists Recertification Requirements

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

There are no implementation costs to State or local governmental units. The proposed amendment to the rule seeks to clarify the language regarding the recertification of Water Supply Protection Specialist endorsement by referring licensees to the American Society of Sanitation Engineers (ASSE) standards rather than those of the Louisiana State Plumbing Board (LSPB). LSPB has always followed ASSE qualification standards and guidelines. However, the LSPB would publish the ASSE guidelines only to rewrite and republish the standards when ASSE made any alterations. Due to the proposed rule change, rather than consistently republishing alterations, LSPB can direct members to the ASSE as their primary source for information. A Water Supply Protection Specialist is the only endorsement that allows for the testing and repair of water backflow prevention equipment. This endorsement is not necessary to obtain a plumbing license in Louisiana.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

There is no effect on revenue collections of state or local governmental units

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

There is no estimated cost or economic benefit for affected persons resulting from the proposed amendment to this rule. It simply clarifies the continuing training and recertification that will be acceptable for maintaining a specific endorsement to a plumbing license.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

The proposed rule will have no effect on competition and employment.

Louis L. Robein
Board Attorney
1501#072

Evan Brasseaux
Staff Director
Legislative Fiscal Office